

**FORTY-FIFTH LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 19, 2003**

House of Representatives

The House convened at 10:45 a.m., Mr. Denney in the Chair.

Roll call showed 68 members present.
Absent and excused -- Rydalch, Mr. Speaker. Total -- 2.
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Kim Forrey, Page.

Approval of Journal

February 19, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Forty-fourth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

February 18, 2003

Mr. Speaker:

I return herewith enrolled **HJM 1** and **HCR 8** which have been signed by the President.

WOOD, Secretary

Enrolled **HJM 1** and **HCR 8** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

February 18, 2003

Mr. Speaker:

I transmit herewith **S 1068**, **S 1073**, **S 1074**, and **S 1075** which have passed the Senate.

WOOD, Secretary

S 1068, **S 1073**, **S 1074**, and **S 1075** were filed for first reading.

February 18, 2003

Mr. Speaker:

I return herewith **H 3**, as amended, and **H 72** which have passed the Senate.

WOOD, Secretary

H 3, as amended, and **H 72** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

Mr. Stevenson asked unanimous consent that **H 173** be returned to the Resources and Conservation Committee. There being no objection, it was so ordered.

February 19, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **H 276**, **H 277**, and **H 278**.

FIELD(18), Chairman

H 276 was referred to the Local Government Committee.

H 277 and **H 278** were referred to the Resources and Conservation Committee.

February 19, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 130**.

FIELD(18), Chairman

The Acting Speaker announced that enrolled **H 130** would be signed by the Speaker, and when so signed, ordered it transmitted to the Senate for the signature of the President.

February 19, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 50** and **H 85** to the Governor at 11:40 a.m., as of this date, February 18, 2003.

FIELD(18), Chairman

February 19, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 9** to the Secretary of State at 11:34 a.m., as of this date, February 18, 2003.

FIELD(18), Chairman

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 255** and recommend that it do pass.

CROW, Chairman

H 255 was filed for second reading.

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration **H 256**, **H 257**, and **S 1035** and recommend that they do pass.

BARRETT, Chairman

H 256, H 257, and S 1035 were filed for second reading.

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration **H 155, H 156, and H 102** and recommend that they do pass.

JONES, Chairman

H 155, H 156, and H 102 were filed for second reading.

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **H 230, H 275, and H 229** and recommend that they do pass.

WOOD, Chairman

H 230, H 275, and H 229 were filed for second reading.

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **H 12 and HCR 17** and recommend that they do pass.

SALI, Chairman

H 12 and HCR 17 were filed for second reading.

February 18, 2003

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **H 238 and HCR 21** and report them back with amendments attached to be placed on General Orders for consideration.

SALI, Chairman

H 238 and HCR 21 were placed on General Orders for consideration.

There being no objection, the House advanced to the Eighth Order of Business.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 279 BY REVENUE AND TAXATION COMMITTEE AN ACT

RELATING TO INCOME TAX WITHHOLDING; AMENDING SECTION 63-3035, IDAHO CODE, TO INCREASE THE MAXIMUM ANNUAL AND MONTHLY AMOUNTS OF WITHHOLDING WHEN THE EMPLOYER MUST PAY TO THE STATE TAX COMMISSION NOT LATER THAN FIVE DAYS AFTER THE END OF THE WITHHOLDING PERIOD, TO PROVIDE THAT COMMENCING IN 2006, THE STATE TAX COMMISSION

SHALL DETERMINE WHETHER THE THRESHOLD AMOUNTS MUST BE ADJUSTED TO REFLECT FLUCTUATIONS IN THE COST OF LIVING AND TO INCREASE MONTHLY THRESHOLD AMOUNTS; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 280 BY REVENUE AND TAXATION COMMITTEE AN ACT

RELATING TO IMPOSITION OF A TAXATION AND EXPENDITURE LIMITATION; AMENDING TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 88, TITLE 67, IDAHO CODE, TO IMPOSE A LIMITATION UPON ANNUAL STATE EXPENDITURES, TO DEFINE TERMS, TO PROVIDE CREATION OF AN EMERGENCY RESERVE FUND AND GOVERN APPROPRIATION FROM THE FUND, TO GOVERN DISPOSITION OF EXCESS REVENUES, TO PROVIDE FOR AN EMERGENCY DECLARATION, TO PROHIBIT MANDATED AND SHIFTED COSTS, TO PROVIDE EXCLUSION OF CERTAIN EXPENDITURES AND TO ADOPT A LOCAL TAX LIMITATION PROVISION; AMENDING SECTION 57-814, IDAHO CODE, TO GOVERN MONEYS TO BE TRANSFERRED TO THE BUDGET STABILIZATION FUND AND APPROPRIATIONS FROM THE FUND; AND REPEALING SECTIONS 57-814A AND 67-6803, IDAHO CODE.

H 279 and H 280 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1068, S 1073, S 1074, and S 1075, by Health and Welfare Committee, were introduced, read the first time by title, and referred to the Health and Welfare Committee.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

HCR 23 and H 225, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

H 174, H 124, and H 208, by Resources and Conservation Committee, were read the second time by title and filed for third reading.

H 123 and H 216, by Judiciary, Rules, and Administration Committee, were read the second time by title and filed for third reading.

H 247 and H 223, by State Affairs Committee, were read the second time by title and filed for third reading.

H 32, by Mr. Speaker, requested by Bureau of Occupational Licenses, was read the second time by title and filed for third reading.

H 143 and **H 177**, by Business Committee, were read the second time by title and filed for third reading.

H 184 and **H 185**, by Education Committee, were read the second time by title and filed for third reading.

There being no objection, the House advanced to the Twelfth Order of Business.

Consideration of General Orders

Mrs. Ellsworth moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Moyle in the Chair.

When the Committee of the Whole House rose, the Acting Speaker returned to the Chair and the House was in order.

Report of the Committee of the Whole House

February 19, 2003

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **H 71**, **H 62**, **H 125**, and **H 169** and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H 71

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 10, delete "fifty" and insert: "forty"; also in line 10, delete "(\$350.00)" and insert: "(\$3540.00)"; and in line 11, following "tion." insert: "Costs of supervision are the direct and indirect costs incurred by the department of correction to supervise probationers and parolees, including tests to determine drug and alcohol use, books and written materials to support rehabilitation efforts, and monitoring of physical location through the use of technology.".

CORRECTION TO TITLE

On page 1, in line 4, following "BOARD" insert: "AND TO CLARIFY THE TYPES OF COSTS THAT CONSTITUTE COSTS OF SUPERVISION".

HOUSE AMENDMENTS TO H 62

AMENDMENTS TO SECTION 4

On page 2 of the printed bill, in line 19, following "a surety" insert: "performance"; and in line 22, following "against" insert: "a judicial or administrative determination of".

AMENDMENT TO SECTION 7

On page 3, in line 24, following "date" insert: "notice is received that".

AMENDMENT TO SECTION 9

On page 4, in line 14, delete "A bail" and insert: "For purposes of licensing and regulation under title 41, Idaho Code, a bail".

HOUSE AMENDMENT TO H 125

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 14, following "water-based" insert: ", contact".

HOUSE AMENDMENT TO H 125

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 15, following "drain" insert: ", or portion thereof,".

HOUSE AMENDMENTS TO H 169

AMENDMENT TO SECTION 3

On page 2 of the printed bill, in line 13, delete "or 6." and insert: ", 6., 8. or 9.".

AMENDMENT TO SECTION 4

On page 2, in line 20, delete "or 6." and insert: ", 6., 8. or 9.".

CORRECTIONS TO TITLE

On page 1, in line 3, delete "AND", also in line 3, delete "SECTIONS" and insert: "SECTION", and also in line 3, delete "19-401 AND 19-402,"; in line 4, following "PROVIDE" insert: "A", and also in line 4, delete "CITATIONS." and insert: "CITATION; AMENDING SECTION 19-401, IDAHO CODE, TO REVISE DESIGNATED PROSECUTIONS NOT SUBJECT TO A STATUTE OF LIMITATIONS; AND AMENDING SECTION 19-402, IDAHO CODE, TO REVISE DESIGNATED PROSECUTIONS NOT SUBJECT TO A STATUTE OF LIMITATIONS.".

MOYLE, Chairman

Mr. Moyle moved that the report be adopted. Seconded by Mrs. Ellsworth.

Whereupon the Acting Speaker declared the report adopted.

H 71, as amended, **H 62**, as amended, **H 125**, as amended, and **H 169**, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

There being no objection, the House returned to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 151 was read the third time at length, section by section,

and placed before the House for final consideration.

At this time, the Acting Speaker recognized Ms. Jaquet and Mr. Ridinger to open debate.

The question being, "Shall **H 151** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bedke, Bieter, Black, Block, Boe, Bolz, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood. Total -- 62.

NAYS -- Bauer, Kulczyk, Sali. Total -- 3.

Absent and excused -- Bell, Bradford, Lake, Rydalch, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Acting Speaker declared **H 151** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mrs. Ellsworth asked unanimous consent that **H 198** retain its place on the Third Reading Calendar for one Legislative Day. There being no objection, it was so ordered.

HCR 16 was read the third time at length and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Raybould to open debate.

The question being, "Shall **HCR 16** be adopted?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Jones, Kellogg, Kulczyk, Lake, Langford, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Roberts, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood. Total -- 62.

NAYS -- Bieter, Henbest, Langhorst, Ringo, Robison. Total -- 5.

Absent and excused -- Jaquet, Rydalch, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Acting Speaker declared **HCR 16** adopted and ordered the resolution transmitted to the Senate.

H 22 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Mitchell to open debate.

The question being, "Shall **H 22** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Henbest, Jones, Kellogg, Lake, Langford, Langhorst, Martinez, McGeachin, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills. Total -- 62.

NAYS -- Barrett, Harwood, Kulczyk, McKague, Wood. Total -- 5.

Absent and excused -- Jaquet, Rydalch, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Acting Speaker declared **H 22** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 23 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. McGeachin to open debate.

The question being, "Shall **H 23** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood. Total -- 66.

NAYS -- Naccarato. Total -- 1.

Absent and excused -- Jaquet, Rydalch, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Acting Speaker declared **H 23** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 24 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Eberle to open debate.

The question being, "Shall **H 24** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood. Total -- 67.

NAYS -- None.

Absent and excused -- Jaquet, Rydalch, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Acting Speaker declared **H 24** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 25 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Nielsen to open debate.

The question being, "Shall **H 25** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood. Total -- 66.

NAYS -- None.

Absent and excused -- Jaquet, Mitchell, Rydalch, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Acting Speaker declared **H 25** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 26 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Ring to open debate.

The question being, "Shall **H 26** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood. Total -- 67.

NAYS -- None.

Absent and excused -- Jaquet, Rydalch, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Acting Speaker declared **H 26** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 129 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Lake to open debate.

The question being, "Shall **H 129** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood. Total -- 66.

NAYS -- None.

Absent and excused -- Boe, Jaquet, Rydalch, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Acting Speaker declared **H 129** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 127 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Lake to open debate.

The question being, "Shall **H 127** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jones, Kellogg, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Naccarato, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Stevenson, Tilman, Trail, Wood. Total -- 61.

NAYS -- Barrett, Kulczyk, Moyle, Nielsen, Snodgrass, Wills. Total -- 6.

Absent and excused -- Jaquet, Rydalch, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Acting Speaker declared **H 127** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 181 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **H 181** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood. Total -- 65.

NAYS -- None.

Absent and excused -- Jaquet, Jones, Roberts, Rydalch, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Acting Speaker declared **H 181** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 182 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Eskridge and Mr. Tilman to open debate.

The question being, "Shall **H 182** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood. Total -- 65.

NAYS -- None.

Absent and excused -- Jaquet, Jones, Roberts, Rydalch, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Acting Speaker declared **H 182** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 38 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Bedke to open debate.

The question being, "Shall **H 38** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood. Total -- 65.

NAYS -- None.

Absent and excused -- Jaquet, Jones, Roberts, Rydalch, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Acting Speaker declared **H 38** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 40 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Langhorst to open debate.

The question being, "Shall **H 40** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke,

Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills. Total -- 64.

NAYS -- None.

Absent and excused -- Jaquet, Jones, Roberts, Rydalch, Wood, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Acting Speaker declared **H 40** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 36 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Sayler to open debate.

The question being, "Shall **H 36** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barracough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Robison, Sali, Sayler, Schaefer(Schaefer), Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail, Wills, Wood. Total -- 65.

NAYS -- None.

Absent and excused -- Jaquet, Jones, Roberts, Rydalch, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Acting Speaker declared **H 36** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one Legislative Day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:45 a.m., Thursday, February 20, 2003. Seconded by Mrs. Boe. Motion

carried.

Whereupon the Acting Speaker declared the House adjourned at 12:26 p.m.

LAWERENCE DENNEY, Acting Speaker

ATTEST:

PAMM JUKER, Chief Clerk